

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 GENE ALLEN,

4 Plaintiff

Case No. 3:19-cv-00376-MMD-WGC

ORDER

5 v.

6 AARON FORD,

7 Defendant  
8

9 **I. DISCUSSION**

10 On December 11, 2019, this Court ordered Plaintiff to file an inmate account  
11 statement for the past six months in compliance with 28 U.S.C. § 1951(a) or pay the full  
12 \$400 filing fee for a civil action within thirty (30) days from the date of that order. (ECF  
13 No. 22 at 2). On December 17, 2019, Plaintiff filed a motion for an extension of time to  
14 file a fully complete application to proceed *in forma pauperis* because he had not received  
15 his inmate account statement for the past six months from the NDOC yet. (ECF No. 23  
16 at 2). The Court now grants Plaintiff's motion for an extension of time. Plaintiff shall file  
17 an inmate account statement for the past six months in compliance with 28 U.S.C. §  
18 1951(a) or pay the full \$400 filing fee on or before **Tuesday, March 17, 2020**.

19 **II. CONCLUSION**

20 For the foregoing reasons, IT IS ORDERED that the motion for extension of time  
21 (ECF No. 23) is granted.

22 IT IS FURTHER ORDERED that on or before **Tuesday, March 17, 2020**, Plaintiff  
23 shall either: (1) file an inmate account statement for the past six months in compliance  
24 with 28 U.S.C. § 1951(a); or (2) pay the full \$400 fee for filing a civil action (which includes  
25 the \$350 filing fee and the \$50 administrative fee).

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1 IT IS FURTHER ORDERED that if Plaintiff fails to timely file an inmate account  
2 statement for the past six months, the Court will dismiss the case, without prejudice, for  
3 Plaintiff to file a new case when he is able to acquire the necessary documents to file a  
4 fully complete application to proceed *in forma pauperis*.

5 DATED: December 18, 2019

6 William G. Cobb  
7 UNITED STATES MAGISTRATE JUDGE  
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